

JFW ✓

PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	<b>10/802,432</b>
	Filing Date	<b>March 17, 2004</b>
	First Named Inventor	<b>Ulrich Certa, et al.</b>
	Art Unit	<b>1631</b>
	Examiner Name	<b>Brusca, John S.</b>
Total Number of Pages in This Submission	Attorney Docket Number	<b>21574</b>

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<b>English Translation of Japanese Notification of Reasons for Rejection, Cited References (3), USPTO Form 1449, and Statement Under 37 CFR Section 1.97(E)</b>	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	<b>Dennis P. Tramaloni</b>
Signature	<i>Dennis P. Tramaloni</i>
Date	<b>6/5/07</b>

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	<b>Dennis P. Tramaloni</b>
Signature	<i>Dennis P. Tramaloni</i>
Date	<b>6/5/07</b>

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

Confirmation No. 4051

Inventor(s): Ulrich Certa, et al.

Group: 1631

Application No. 10/802,432, filed March 17, 2004  
(Case Docket No. 21574)

Examiner: Brusca, John S.

**For: GENE TRANSCRIPTION ASSAY METHOD**

**REQUEST TO CHARGE DEPOSIT ACCOUNT**

Nutley, New Jersey 07110

Date: June 5, 2007

Mail Stop: Amendments  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

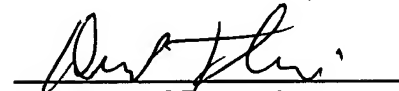
Transmitted herewith is a **SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT** in the above-identified application.

- ☒ Please charge Deposit Account No. 08-2525 in the amount of \$180.00 which is the fee in connection with the filing of the enclosed paper.
- ☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 08-2525.

Appl. No. 10/802,432  
Filed: March 17, 2004

X This sheet is provided in duplicate.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Dennis P. Tramaloni", is written over a horizontal line.

Attorney of Record  
Dennis P. Tramaloni  
(Reg. No. 28,542)  
Telephone: (973) 235-4475  
Telefax: (973) 235-2363

299980



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

Inventor(s): Ulrich Certa, et al.

Group: 1631

Application No. 10/802,432, filed March 17, 2004  
(Case Docket No. 21574)

Examiner: Brusca, John S.

For: **GENE TRANSCRIPTION ASSAY METHOD**

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Nutley, New Jersey 07110  
June 5, 2007

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, applicants respectfully direct the Examiner's attention to the documents listed on enclosed Form PTO-1449.

Documents C20-C22 listed on Form PTO-1449 are enclosed. It is noted to the Examiner's attention that several of the gene sequences of the 29 genes selected in Applicants' invention (SEQ ID NOS. 1-29) are disclosed in the listings of genes presented in Table 2 of Reference C22, the PNAS paper by Der et al.

Enclosed is an English translation of a Notice of Reasons for Rejection, dated April 11, 2007, issued by the Japanese Patent Office in the 2004-081795 application corresponding to the captioned application.

06/08/2007 SSITHIB1 00000070 082525 10802432

01 FC:1806 180.00 DA

Appl. No. 10/802,432  
Filed: March 17, 2004

Consideration of all the documents cited on Form PTO-1449 is requested.

Since the Supplemental Information Disclosure Statement is submitted after a Final Action or Notice of Allowance, Applicants petition that the Supplemental Information Disclosure Statement be considered. Submitted is a Fee Sheet and a certificate under 37 C.F.R. § 1.97(e).

Respectfully submitted,

  
\_\_\_\_\_  
Attorney for Applicant(s)  
Dennis P. Tramaloni  
(Reg. No. 28,542)  
340 Kingsland Street  
Nutley, New Jersey 07110  
Telephone: (973) 235-4475  
Telefax: (973) 235-2363

299979



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

Inventor(s): Ulrich Certa, et al.

Group: 1631

Application No. 10/802,432, filed March 17, 2004  
(Case Docket No. 21574)

Examiner: Brusca, John S.

For: **GENE TRANSCRIPTION ASSAY METHOD**

**STATEMENT UNDER 37 CFR § 1.97(e)**

Nutley, New Jersey 07110  
Date: June 5, 2007

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I hereby certify:

- ☒ That each item of information contained in the enclosed Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of this Supplemental Information Disclosure Statement.
- ☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement.

Respectfully submitted,

Attorney of Record  
Dennis P. Tramaloni  
(Reg. No. 28,542)  
Telephone: (973) 235-4475  
Telefax: (973) 235-2363

